#5

## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Laurent LABRUNIE, et al.

Attorney Docket No. Q67909

Appln. No. Unknown

Confirmation No.: Unknown

Group Art Unit: Unknown

Filed: January 04, 2002

Examiner: Unknown

For: OPTICAL FIBER TRANSMISSION SYSTEM WITH ENHANCED TOTAL

LAUNCHABLE OPTICAL POWER

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO-1449 and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date for an application other than a continued prosecution application (CPA) under §1.53(d); (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

INFORMATION DISCLOSURE STATEMENT

Attorney Docket No. Q67909

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicants enclose herewith a copy of a Communication from a Foreign Patent Office in a counterpart application citing such documents, together with an English-language version (if not already included) of that portion of the Communication

indicating the degree of relevance found by the foreign office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,

David J. Cushing

Registration No. 28,703

SUGHRUE MION, PLLC 2100 Pennsylvania Avenue, N.W.

Washington, D.C. 20037-3213

Telephone: (202) 293-7060 Facsimile: (202) 293-7860

Date: January 4, 2002

Unknown

Q67909

Substitute for form 1449 A & B/PTO	Complete if Known			
L Substitute for form 1447 A & B/I TO	Application Number	Unknown	2	
INFORMATION DISCLOSURE	Confirmation Number	Unknown	a <sub>m</sub>	
STATEMENT BY APPLICANT	Filing Date	January 04, 2002	30	
	First Named Inventor	Laurent LABRUNIE	35	
(use as many sheets as necessary)	Art Unit	Unknown	70	

of 1

Sheet

Examiner Name

Attorney Docket Number

U.S. PATENT DOCUMENTS					
Examiner Cite Initials* No.1		Document Number			
	_	Number	Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		US 6031659		02/29/2000	Okiyama
		US			
-		US			
	-	US			
	÷ ,.	US			

Examiner Cite Initials* No.1	Foreign Patent Document			Publication Date	Name of Patentee or		
		Country Code <sup>3</sup>	Number⁴	Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation <sup>6</sup>
		EP	0863630	A2	09/09/1998	Fujitsu Limited	Yes
		EP	1030473	A2	08/23/2000	Lucent Technologies Inc.	Yes
		EP	0936761	A1	08/18/1999	Nippon Telegraph and Telephone Corporation	Yes
				<del></del>			

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>
<u> </u>	-		
	1		
<u>"</u> ,	1		

Examiner Signature	Date Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.